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REED, and COASTAL PROTECTION
RANGERS, INC.

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20 **UNITED STATES DISTRICT COURT**
21 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

22
23 CORY SPENCER, an individual;
24 DIANA MILENA REED, an
individual; and COASTAL
25 PROTECTION RANGERS, INC., a
California non-profit public benefit
corporation,

26
27 Plaintiffs,
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CASE NO. 2:16-cv-02129-SJO (RAOx)
**DECLARATION OF SAMANTHA
WOLFF REGARDING PLAINTIFFS'
MOTION FOR MONETARY
SANCTIONS**

Judge: Hon. Magistrate Judge Rosella
Oliver

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v.

LUNADA BAY BOYS; THE INDIVIDUAL MEMBERS OF THE LUNADA BAY BOYS, including but not limited to SANG LEE, BRANT BLAKEMAN, ALAN JOHNSTON AKA JALIAN JOHNSTON, MICHAEL RAE PAPAYANS, ANGELO FERRARA, FRANK FERRARA, CHARLIE FERRARA, and N. F.; CITY OF PALOS VERDES ESTATES; CHIEF OF POLICE JEFF KEPLEY, in his representative capacity; and DOES 1-10,

Complaint Filed: March 29, 2016
Trial Date: November 7, 2017

Defendants.

I, Samantha Wolff, declare as follow:

1. I am attorney duly admitted to practice before this Court. I am a partner with Hanson Bridgett LLP, attorneys of record for Plaintiffs Cory Spencer, Diana Milena Reed, and the Coastal Protection Rangers, Inc. (“Plaintiffs”) in this action. I have personal knowledge of the matters set forth in this declaration and, if called as a witness, I could and would competently testify to the matters stated herein.

2. On August 23, 2017, this Court granted Plaintiffs’ Motion for Monetary Sanctions against Charlie Ferrara, Frank Ferrara and their Counsel of Record Bremer Whyte Brown & O’Meara (“Monetary Sanctions Motion,” Dkt. 403) as to Defendants’ failure to comply with this Court’s July 13, 2017 Order. (Dkt. 432.) The Court also directed Plaintiffs’ counsel to submit a further declaration to detail the expenses caused by this failure. (*Id.*)

3. On August 23, 2017, the Court also declined to rule on Plaintiffs’ Sanction Motion to the extent it was based on alleged spoliation of evidence because

1 the issue was intertwined with issues raised in multiple motions pending before the
2 District Judge in this case. (Dkt. 432.)

3 4. After this Court’s August 23, 2017 ruling, the parties agreed to resolve
4 Plaintiffs’ Monetary Sanctions Motion (Dkt. 403) through Defendants’ payment of
5 the amount sought by Plaintiffs in their motion.

6 5. Thus, Plaintiffs now consider their Monetary Sanctions Motion (Dkt.
7 403) resolved and no longer seek the Court's assistance in determining the amount
8 to be awarded for Defendants' failure to comply with this Court's July 13, 2017
9 Order. Additionally, Plaintiffs will not seek any further monetary sanctions from
10 the Court for the alleged spoliation of evidence raised in Plaintiffs' Monetary
11 Sanctions Motion.

12 6. Plaintiffs will continue to pursue their pending Motion for Sanctions
13 Against Defendants Charlie Ferrara, Frank Ferrara and Sang Lee, which seeks
14 evidentiary sanctions and an adverse inference. (See Dkt. 425.)

15 I declare under penalty of perjury under the laws of the United States of
16 America that the foregoing is true and correct. Executed in Walnut Creek,
17 California on September 5, 2017.

/s/ Samantha Wolff
SAMANTHA WOLFF